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HOUSE BILL 2951 By
Williams (Wil)

SENATE BILL 3133
By Kurita

AN ACT to amend Tennessee Code Annotated, Title 4 and Title
54.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 4-3-2302, is amended by deleting the
section in its entirety and by substituting instead the following:

Section 4-3-2302. (a)(1) The administrator and head of the department shall be
the commissioner of transportation, who shall be a person qualified by training and
experience to perform the duties of the commissioner's office.

(2) As part of the commissioner's qualifications, the commissioner
shall possess, at a minimum, a four-year degree from an accredited
college or university.

(b) The commissioner shall be appointed by the governor.

(c) The commissioner shall serve at the pleasure of the governor and
shall receive a salary in accordance with the provisions of § 8-23-101.

(d)(1) In the event of death, resignation, temporary incapacity or removal
of the commissioner, and prior to the appointment of the commissioner's

successor, the governor may appoint a qualified employee of the department of transportation to serve as acting commissioner. The commissioner may appoint, during the commissioner's absence from the state, a qualified employee of the department to serve as acting commissioner for the duration of the absence. In either case, the acting commissioner shall have all the duties, functions and powers of the commissioner during the commissioner's absence or incapacity, or until the commissioner's successor is duly qualified and appointed.

(2) As part of an acting commissioner's qualifications, an acting commissioner shall possess, at a minimum, a four-year degree from an accredited college or university.

SECTION 2. This act shall take effect July 1, 2000, the public welfare requiring it.